



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF APPEALS

Appellant: Marius HAURI et al.)
Serial No: 10/665,514) Art Unit: 3767
Filed: September 22, 2003) Examiner: Witczak, Catherine
For: SAFETY NEEDLE ASSEMBLY) Attorney Docket: 0100/0165
AND METHOD FOR MAKING)
THE SAME)

SUBMISSION OF REPLACEMENT PAGE IN RESPONSE TO
NOTIFICATION OF NON-COMPLIANT APPEAL BRIEF

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir

In response to the Notification of Non-Compliant Appeal Brief dated March 27, 2009, submitted herewith is a replacement Page 10 for the Appeal Brief filed on February 27, 2009 in which the typographical error "27" in Ground IV has been corrected to "24".

Please replace the non-compliant Page 10 with the hereto attached corrected Replacement Page 10 for the Appeal Brief.

Respectfully submitted,



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Date: March 31, 2009

**GROUNDS OF REJECTION TO BE REVIEWED ON APPEAL**

- I. Claims 1-2, 4, 9, 20-21, 23 and 28 stand rejected under 35 U.S.C. §103(a) as being obvious over Crawford et al. (US 2002/0161336) in view of Hudon (US 7,156,825).
- II. Claims 8 and 27 stand rejected under 35 U.S.C. §103(a) as being unpatentable over Crawford in view of Hudon and further in view of Landis (US 5,490,841).
- III. Claim 10 stands rejected under 35 U.S.C. §103(a) as being unpatentable over Crawford in view of Hudon and further in view of Gyure (US 5,669,889).
- IV. Claims 5 and 24 stand rejected under 35 U.S.C. §103(a) as being unpatentable over Crawford in view of Hudon and further in view of Johnson et al. (US 2002/0010433).
- V. Claims 6 and 25 stand rejected under 35 U.S.C. §103(a) as being unpatentable over Crawford in view of Hudon and further in view of Pressly, Sr. et al. (US 7,014,622).
- VI. Claims 11, 13-17 and 19 stand rejected under 35 U.S.C. §103(a) as being unpatentable over Johnson in view of Crawford and Hudon and further in view of Pressly.
- VII. Claim 18 stands rejected under 35 U.S.C. §103(a) as being unpatentable over Johnson in view of Crawford, Hudon, Pressly and Landis.